

ESTTA Tracking number: **ESTTA315943**

Filing date: **11/09/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92051006
Party	Plaintiff Couch/Braunsdorf Affinity, Inc.
Correspondence Address	Philip A. Jones Brinks Hofer Gilson & Lione NBC Tower - Suite 3600, 455 North Cityfront Plaza Drive Chicago, IL 60611 UNITED STATES officeactions@brinkshofer.com, pjones@brinkshofer.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Philip A. Jones
Filer's e-mail	officeactions@brinkshofer.com
Signature	/Philip A. Jones/
Date	11/09/2009
Attachments	2009-11-09 - Consented Motion for extension of discovery and trial datesMotion to Reopen Discovery.pdf ( 3 pages )(14337 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

COUCH/BRAUNSDORF AFFINITY, INC.,	:	Cancellation No.	92/051,006
	:		
Petitioner,	:	Mark:	PERKSPOT
	:		
v.	:	Registration No.	3,355,480
	:		
12 INTERACTIVE, LLC,	:	Registered:	December 18, 2007
	:		
Registrant.	:		

**MOTION FOR AN EXTENSION OF  
DISCOVERY AND TRIAL DATES WITH CONSENT**

Couch/Braunsdorf Affinity, Inc. ("Petitioner") hereby moves the Board for a sixty (60) day extension of time for all the dates in this proceeding including all the discovery and trial dates. The current dates and requested dates are set forth below:

	Current Date	Requested Date
Initial Disclosures Due	November 11, 2009	January 10, 2010
Expert Disclosures Due	March 11, 2010	May 10, 2010
Discovery Closes	April 10, 2010	June 9, 2010
Plaintiff's Pretrial Disclosures	May 25, 2010	July 24, 2010
30-Day Testimony Period for Plaintiff's Testimony to Close	July 9, 2010	September 7, 2010
Defendant/Counterclaim Plaintiff's Pretrial Disclosures	July 24, 2010	September 22, 2010
30-day Trial Period for Defendant and Plaintiff in the Counterclaim :	September 7, 2010	November 6, 2010
Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due :	September 22, 2010	November 21, 2010
30-day Trial Period for Counterclaim Defendant and Rebuttal Testimony as Plaintiff Ends:	November 6, 2010	January 5, 2011
Counterclaim Plaintiff's Rebuttal Disclosures Due:	November 21, 2010	January 20, 2011
15-day Rebuttal Period for Counterclaim Plaintiff Ends :	December 21, 2010	February 19, 2011

Plaintiff's Trial Brief Due	February 19, 2011	April, 20, 2011
Defendant's Trial Brief and Plaintiff in Counterclaim Due	March 21, 2011	May 20, 2011
Brief for Defendant in Counterclaim and Reply Brief, if any, for Plaintiff Due	April 20, 2011	June 19, 2011
Reply Brief, if any, for Plaintiff in the Counterclaim Due	May 5, 2011	July 4, 2011

This extension is necessary to allow the parties to continue their settlement discussions.

This motion is not made for purposes of delay.

Michael G. Kelber, Esq., counsel for Registrant, consented to this motion by e-mail on November 9, 2009.

Respectfully submitted,

Date: November 9, 2009

By: /s/Philip A. Jones

Philip A. Jones  
BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, Illinois 60610  
(312) 321-4200

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true copy of the foregoing **MOTION FOR AN EXTENSION OF DISCOVERY AND TRIAL DATES WITH CONSENT** was served on opposing counsel via e-mail on this 9<sup>th</sup> day of November, 2009 addressed as follows:

Michael G. Kelber, Esq.  
Two North LaSalle Street  
Suite 1700  
Chicago, Illinois 60602-3801

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/s/Philip A. Jones